



JON M. HUNTSMAN, JR.
Governor
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State of Utah

DEPARTMENT OF NATURAL RESOURCES

Division of Water Rights

MICHAEL R. STYLER
Executive Director

JERRY D. OLDS
State Engineer/Division Director

Tuesday, March 22, 2005

McKay O. Douglas
4158-A Nike Drive
West Jordan, Utah
84088

Dear Mr. Douglas,

We have observed that wells have been constructed in an apparent attempt to divert water on your property located in or near Oakley, Utah.

A review of our water rights records does not indicate that there is a water right that allows this use of water. Utah Code Ann. section 73-3-1 states that no appropriation of water may be made and no rights to the use of water may be initiated without an application approved by the State Engineer. If this water use is not covered by a water right, it constitutes an illegal use of water and would be subject to enforcement action from this office.

If there are water rights or change application covering the use described above which we are not aware of, please contact our office and bring the water rights in question to our attention.

If this water is being used without a water right or in excess of your water rights, we strongly encourage you to stop the unlawful use and restrict your use of water to the limitations of your current water rights.

If you have any questions concerning this letter, please contact me at (801) 538-7240.

Respectfully,

S. Ross Hansen P.E., L.S.
Regional Engineer

cc: Lee Sim
Division of water rights